

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION**

SCHMITT, et al.,

Plaintiffs,

v.

CASE NO.2:18-cv-966

Judge Edmund Sargus, Jr.

Magistrate Judge Elizabeth Deavers

LAROSE, et al.,

Defendants.

DECLARATION OF MARK G. KAFANTARIS

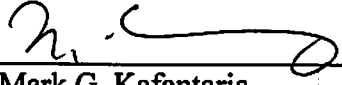
(Pursuant to 28 U.S.C. § 1746)

I, Mark G. Kafantaris, the undersigned, hereby declare under oath and subject to penalty of perjury that the following is true and correct to the best of my knowledge:

1. I am a licensed attorney in Ohio and represent the Plaintiffs in the above-styled case.
2. I have reasonably incurred 17.40 hours pursuing Plaintiff's Complaint for injunctive relief. My time-sheet is attached.
4. My reasonable hourly rate is \$350.
5. I have extensive litigation experience, including cases under § 1983 and have been continuously licensed to practice law since May 8, 2006.
6. My resume is attached.

FURTHER, declarant says not.

I declare under oath that the foregoing is true and correct to the best of my knowledge:

 3-15-19

Mark G. Kafantaris

**KAFANTARIS LAW OFFICES**

625 City Park Avenue - Columbus, Ohio 43206

Tel: (614) 223-1444 - Fax (614) 300-5123

www.kafantaris.com

Re: *Schmitt, et al. v. LaRose, et al.*

Case No. 2:18-cv-966

Performed by: Mark G. Kafantaris (MGK)

Date	Activity	Description	Time
8/28/2018	Review; E-mail	Of Complaint etc; E-mail from Co-Counsel	1.40
8/28/2018	Telephone	Call from Court re TRO Notice Scheduling 65.1 Conf.	0.10
8/28/2018	Telephone	Call from Court re TRO Notice Scheduling 65.1 Conf.	0.10
8/28/2018	Telephone	Call to Co-Counsel re ID of Counsel for SOS	0.10
8/28/2018	Telephone	Call to Court re TRO Notice Scheduling 65.1 Conf.	0.10
8/28/2018	E-mail	From Court re Scheduling 65.1 Conf. on 8/29 at 11:30	0.10
8/28/2018	E-mail; Review	E-mail from Co-Counsel re Motion for TRO & Review	0.40
8/28/2018	Drafting; E Service	Of Notice of Appearance	0.10
8/29/2018	Docketing	Notices of Appearance from SOS Counsel	0.10
8/29/2018	Conference	65.1 Conference & Scheduling	0.30
8/29/2018	E-mail	To Co-Counsel	N/C
8/29/2018	Review; Docketing	Of Case Scheduling Order	0.10
8/30/2018	E-mails	From Counsel for Portage Cty BOE re Schedule & Replies	0.20
8/31/2018	E-mails	From Opposing Counsel to Law Clerk re Time; E-mails from & to Co-Counsel	N/C
8/31/2018	Docketing	Hearing Notice - CM/ECF	0.10
8/31/2018	E-mail	From Co-Counsel re Research	0.10
9/11/2018	E-mails; Review	Review of BOE Memo in Opp	0.70
9/11/2018	E-mails	From Co-Counsel & Reply Thereto re arguments	N/C
9/12/2018	E-mails	From Opposing Counsel & Law Clerk re Schedule	0.20
9/13/2018	Review; E-mails	Of SOS Brief; Review & Revisions to Reply Brief; E-mails with Co-Counsel	2.10
9/14/2018	Telephone; E-mail	Telephone call from E. Dunne re Supp Authority; E-mail re same	0.30
9/15/2018	Review	Of Ohio Supreme Court Supplemental Authority	0.30
9/17/2018	Court	Hearing on TRO & PI (Travel, Argument & Client Meeting)	1.40
9/19/2018	Review; E-mail	Review of Decision Granting TRO; E-mail from Co-Counsel	0.20
9/20/2018	E-mails	To Co-Counsel & Reply Thereto	0.10
9/21/2018	Docketing; E-mails	Docketing of PI Hearing Notice; E-mails from/to Co-Counsel	0.10
9/24/2018	E-mails	From Co-Counsel re Discussion w/ Opp. Counsel & Reply Thereto re Settlement	0.10
9/24/2018	E-mails	From Opp. Counsel to Chambers and Replies Thereto; Scheduling	0.10
9/25/2018	E-mails	From Co-Counsel & Reply Thereto re arguments	0.10
10/2/2018	E-mail	From Law Clerk re Rescheduling & E-mails Related Thereto	0.10
10/3/2018	Docketing; Review	Of Order Extending Restraining Order & Of Supp. Tel. Conf. Notice	0.10
10/3/2018	E-mail	From Counsel for Portage Cty BOE re Absence	0.10
10/4/2018	Court	Telephone Status Conference	0.20
10/4/2018	Docketing	Notice of Hearing - Oral Argument	0.10
10/4/2018	Review; Docketing	Of Order Converting TRO to PI	0.10
10/29/2018	Review	Of SOS Answer to Complaint	0.20
11/2/2018	Review	Of Portage County Answer to Complaint	0.10
11/2/2018	E-mail	Retrieval of SOS Brief and E-mail from Co-Counsel	0.10
11/4/2018	E-mail	From Co-Counsel re SOS Brief	0.10
11/6/2018	Discussion	With Co-Counsel of SOS Brief	0.10
11/12/2018	Review; Research	Of SOS Brief & Draft Reply Thereto; Research	1.80
11/16/2018	Review	Supplemental Review of SOS Brief	0.90
11/18/2018	E-mail	From Co-Counsel re Status	0.10
11/30/2018	E-mail	From Law Clerk re Rescheduling & E-mails Related Thereto	0.10
12/14/2018	Review; E-mail	Review of SOS Reply Brief & E-mail to Co-Counsel re Same	0.70
12/14/2018	E-mails	Reply from Co-Counsel	0.10
12/15/2018	Review; E-mails	Of Motion in Support of SOS Brief from Portage Cty; E-mail Response & Reply	0.20
12/17/2018	E-mail	From Co-Counsel to SOS Counsel re Final Judgment & Stipulation	0.10
12/18/2018	E-mail	From Law Clerk re Jurisdiction & Mootness;	0.10
12/18/2018	E-mails	To Co-Counsel re Mootness & Reply & From SOS Counsel re Declination	0.20
12/19/2018	Court	Hearing	1.20
2/11/2019	Review; E-mails	Review of Opinion & Order re Perm Injunction; Civ Judg; E-mails to Co-Counsel	0.40
2/25/2019	Review; E-mail	Review of SOS Motion for Reconsideration; E-mail from Co-Counsel	0.20
2/26/2019	E-mail	Reply E-mail to Co-Counsel re Reconsideration	0.10
3/7/2019	Review	Memo in Opp to SOS Motion for Reconsideration	0.40
3/14/2019	Review; E-mail	Review & Edits to Opposition to Motion for Stay Pending App; E-mail Co-Coun	0.50

Total Hours 17.40

Hourly Rate \$350.00

Total Hourly Billing Due \$6,090.00

Expenses

Total Hourly Billing Due + Expenses \$6,090.00

Mark G. Kafantaris

1450 East Broad Street • Columbus, Ohio 43205 • 614.223.1444 • mark@kafantaris.com

Education

Capital University Law School, Columbus, Ohio

Juris Doctor, magna cum laude, January, 2006

- GPA: 3.4/4.0; Order of the Curia; Dean's List (Four Semesters)
- CALI Book Awards: Con. Law I; Con. Litigation; Business Assns. I; Property II; Evidence

The Ohio State University, Columbus, Ohio

Bachelor of Arts (Major: Political Science; Minor: Film Studies), June, 2003

- Dean's List: 2001-2003

Licensure

- The Supreme Court of the United States
- The Supreme Court of Ohio and all Courts and Agencies of the State
- The United States District Court for the Northern District of Ohio
- The United States District Court for the Southern District of Ohio
- The United States Court of Appeals for the Sixth Circuit
- The United States Tax Court

Legal Experience

Kafantaris Law Offices, Columbus, Ohio

Attorney at Law, May, 2006 to Present

- General practice focusing on criminal defense, civil litigation, consumer bankruptcy, and social security disability claims

U.S. District Court for the Southern District of Ohio – Judge Algenon L. Marbley

Judicial Extern, Fall Term, 2005

- Drafted opinions, orders, and memoranda for the Court

Columbus City Prosecutor's Office

Intern Prosecutor, May, 2005 to May, 2006

- Prosecuted misdemeanor traffic offenses

Supreme Court of Ohio – Justice Evelyn Lundberg Stratton

Judicial Extern, Spring Term, 2005

- Prepared recommendations on pending jurisdictional memoranda and merit briefs

Kafantaris Law Offices, Warren, Ohio

Law Clerk, Summers 2001, 2002 & 2004

- Performed legal research, drafted motions, and memoranda

Law Offices of Irene K. Makridis & Raymond J. Masek, Warren, Ohio

Legal Assistant, Summers 1999 & 2000

- Transcribed pleadings, briefs, interviews, and client correspondence

Client & Peer Recognition

- Martindale-Hubbell "AV" Rated (Preeminent)
- Ohio Super Lawyers – Ohio Rising Stars: 2011-2012, 2014-2019
- Avvo – Rated "Superb" (10/10): 2011-2019

Mark G. Kafantaris
Page Two

Professional Associations & Community Involvement

- City of Columbus Property Maintenance Appeals Board (Vice-Chair)
- Nationwide Children's Hospital Neighborhood Advisory Council
- Better Lawyer Magazine (Member, Editorial Board)
- Columbus Bar Association (Member, Fee Arbitration Committee)
- Omicron Chapter of Tau Kappa Epsilon Fraternity Board of Control (Legal Advisor)
- Credit Education Coalition (Member)

Published Articles

- *Getting Into the Cloud*, COLUMBUS BAR LAWYERS QUARTERLY, Fall, 2013, at 18.
- *To Be Early Is To Be On Time*, COLUMBUS BAR LAWYERS QUARTERLY, Fall, 2011, at 32.
- *The Building Blocks of Credibility*, COLUMBUS BAR LAWYERS QUARTERLY, Spring, 2011, at 27-28.
- *A Primer on E-Mail Etiquette*, COLUMBUS BAR LAWYERS QUARTERLY, Spring, 2011, at 31.
- *The Limits of Advocacy*, COLUMBUS BAR LAWYERS QUARTERLY, Fall, 2010, at 23.
- *Dealing with Difficult Clients*, COLUMBUS BAR LAWYERS QUARTERLY, Spring, 2010 at 26.
- *Young Lawyers Should Decompress with Non-Legal Community Work*, COLUMBUS BAR LAWYERS QUARTERLY, Fall, 2009, at 32.
- *New Lawyers Take on a Difficult Case*, COLUMBUS BAR LAWYERS QUARTERLY, Spring, 2009, at 28.
- *The Lighter Side of Law*, COLUMBUS BAR LAWYERS QUARTERLY, Spring, 2008, at 29.

Presentations

- *Manage Your Practice-Don't Let Your Practice Manage You*, 2013 Bankruptcy Law Institute, Columbus Bar Association